## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

YU HING SU, et al., on behalf of themselves and all others similarly situated,

Plaintiffs,

-against-

HAILU ASIAN BISTRO INC., et al.,

Defendants.

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DATE FILED:\_9/16/2020

1:17-cv-10243-MKV

<u>ORDER</u>

MARY KAY VYSKOCIL, United States District Judge:

On September 16, 2020, Court held a hearing on Plaintiffs' motion for a default judgment solely against the corporate defendant Hailu Asian Bistro, Inc. [ECF #42].

IT IS HEREBY ORDERED that Plaintiffs' motion is GRANTED to the following extent. The Court grants judgment in favor of the named Plaintiffs Jian Ou and Jian Bin Lin against defendant Hailu Asian Bistro Inc. on the issue of liability for two years of violations under the Fair Labor Standards Act (Count I in the Complaint) and on the issue of liability for the remaining claims in the Complaint. An Inquest is needed to ascertain the amount of damages due to Plaintiffs.

IT IS FURTHER ORDERED that on or before October 7, 2020, Plaintiffs must submit documentation to support their calculation of damages and their allegation that Defendants' violations of the Fair Labor Standards Act are willful.

Case 1:17-cv-10243-MKV Document 52 Filed 09/16/20 Page 2 of 2

IT IS FURTHER ORDERED that on or before October 7, 2020, Plaintiffs must show

cause by filing a letter on ECF why Plaintiff Yu Hing Su's claims should not be dismissed for

failure to prosecute.

SO ORDERED

Dated: September 16, 2020

New York, New York

MARY KAY VYSKOCIL

United States District Judge

2